Canyon Fuel Company, LLC

Dugout Canyon Mine P.O. Box 1029 Wellington, UT 84542 (435) 637-6360 Fax: (435) 636-2897

May 9, 2002

Pamela Grubaugh-Littig
Utah Division of Oil, Gas and Mining
1594 West North Temple, Suite 1210
Salt Lake City, Utah 84114-5801

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RE: Topsoil Storage Expansion Area, Canyon Fuel Company, LLC, Dugout Canyon Mine, C/007/039-02A

Dear Ms. Grubaugh-Littig:

Attached please find five copies of Exhibit A to replace the same exhibit in Appendix 2-7, Exhibit B in the same appendix can be removed, it is being replaced with information that appears on Plate 2-3. In addition five copies of Plate 2-3 have been included to replace the plate of the same number in Chapter2.

Plate 2-3 has been revised as suggested in the April 10, 2002 Technical Analysis. The acreage associated with the topsoil stockpile has been added to this plate.

Should the revisions on these plates meet the approval of the Division, both the plates and the clean copies of pages 5 and 13 of Appendix 2-7 from the previous submittal (3/13/02)can be incorporated into the permit.

Thank you for your assistance and if you have any questions, please call me at (435) 636-2869.

Sincerely yours,

Vicky S. Miller

cc: Chris Hansen
Dave Spillman

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DIVISION OF DIE GAS AND MINING

APPLICATION FOR PERMIT PROCESSING

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|-----------------|--------------|-----------|------------|---------------|----------------|----------------|-----------|
| Permit Change X | New Permit 🗆 | Renewal 🗆 | Transfer 🗆 | Exploration 🗆 | Bond Release □ | Permit Number: | C/007/039 |

Title of Proposal: Topsoil Storage Area Expansion, Canyon Fuel Company, LLC, Dugout Canyon

Mine, C/007/039-02A

Mine: DUGOUT CANYON

Permittee: CANYON FUEL CO., LLC

Description, include reason for application and timing required to implement:

| 7.00 | | uswer yes to any of the first 8 questions (gray), submit the application to the Salt Lake Office. Otherwise, you may submit it to your reclamation specialist. | | | | | | |
|-------|------|--|--|--|--|--|--|--|
| □ Yes | X No | 1. Change in the size of the Permit Area?acres Disturbed Area?acres □ increase □ decrease. | | | | | | |
| □ Yes | X No | 2. Is the application submitted as a result of a Division Order? DO # | | | | | | |
| □ Yes | X No | 3. Does application include operations outside a previously identified Cumulative Hydrologic Impact Area? | | | | | | |
| □ Yes | X No | 4. Does application include operations in hydrologic basins other than as currently approved? | | | | | | |
| □ Yes | X No | 5. Does application result from cancellation, reduction or increase of insurance or reclamation bond? | | | | | | |
| □ Yes | X No | 6. Does the application require or include public notice/publication? | | | | | | |
| □ Yes | X No | 7. Does the application require or include ownership, control, right-of-entry, or compliance information? | | | | | | |
| □ Yes | X No | 8. Is proposed activity within 100 feet of a public road or cemetery or 300 feet of an occupied dwelling? | | | | | | |
| □ Yes | X No | 9. Is the application submitted as a result of a Violation? NOV # | | | | | | |
| □ Yes | X No | 10. Is the application submitted as a result of other laws or regulations or policies? Explain: | | | | | | |
| □ Yes | X No | 11. Does the application affect the surface landowner or change the post mining land use? | | | | | | |
| □ Yes | X No | 12. Does the application require or include underground design or mine sequence and timing? (Modification of R2P2?) | | | | | | |
| □ Yes | X No | 13. Does the application require or include collection and reporting of any baseline information? | | | | | | |
| □ Yes | X No | 14. Could the application have any effect on wildlife or vegetation outside the current disturbed area? | | | | | | |
| X Yes | □ No | 15. Does application require or include soil removal, storage or placement? | | | | | | |
| □ Yes | X No | 16. Does the application require or include vegetation monitoring, removal or revegetation activities? | | | | | | |
| □ Yes | X No | 17. Does the application require or include construction, modification, or removal of surface facilities? | | | | | | |
| □ Yes | X No | 18. Does the application require or include water monitoring, sediment or drainage control measures? | | | | | | |
| X Yes | □ No | 19. Does the application require or include certified designs, maps, or calculations? | | | | | | |
| □ Yes | X No | 20. Does the application require or include subsidence control or monitoring? | | | | | | |
| □ Yes | X No | 21. Have reclamation costs for bonding been provided for? | | | | | | |
| □ Yes | X No | 22. Does application involve a perennial stream, a stream buffer zone or discharges to a stream? | | | | | | |
| □ Yes | X No | 23. Does the application affect permits issued by other agencies or permits issued to other entities? | | | | | | |

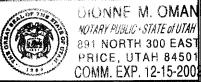
Attached 5 complete copies of the application and 1 copy will be sent to the Price Field Office

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STATE OF COUNTY OF



Application for Permit Processing Detailed Schedule of Changes to the MRP

Title of Application: Topsoil Storage Area Expansion, Canyon Fuel Company, LLC,

Dugout Canyon Mine, C/007/039-02A

Permit Number: C/007/039

Mine: DUGOUT CANYON

Permittee: CANYON FUEL CO., LLC

Provide a detailed listing of all changes to the mining and reclamation plan which will be required as a result of this proposed permit application. Individually list all maps and drawings which are to be added, replaced, or removed from the plan. Include changes of the table of contents, section of the plan, pages, or other information as needed to specifically locate, identify and revise the existing mining and reclamation plan. Include page, section and drawing numbers as part of the description.

| | | | DESCRIPTION OF MAP, TEXT, OR MATERIALS TO BE CHANGED |
|-------|-----------|----------|--|
| □ ADD | X REPLACE | □ REMOVE | Exhibit A in Appendix 2-7 "Topsoil Storage Area Expansion" |
| □ ADD | X REPLACE | □ REMOVE | Chapter 2, Plate 2-3, Soil Stockpile Location |
| □ ADD | □ REPLACE | X REMOVE | Exhibit B** in Appendix 2-7 "Topsoil Storage Area Expansion" |
| □ ADD | □ REPLACE | □ REMOVE | |
| □ ADD | □ REPLACE | □ REMOVE | |
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| □ ADD | □ REPLACE | □ REMOVE | |

Any other specific or special instructions required for insertion of this proposal into the Mining and Reclamation Plan?

**Plate 2-3 and Exhibit B were similar, therefore Exhibit B is being removed. Necessary information on Exhibit B has been moved to Plate 2-3.

May 9, 2002